

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

ROBERT JAMES MORGAN,

Plaintiff,

Case No. 1:17-CV-206

v.

HON. GORDON J. QUIST

GEORGE JOHNSON, et al.,

Defendants.

ORDER ADOPTING REPORT AND RECOMMENDATION

On February 26, 2019, Magistrate Judge Kent issued a Report and Recommendation (R & R) recommending that the Court grant Defendants' motions for summary judgment, dismiss Plaintiff's claim against Defendant Dr. Mindlin for failure to state a claim, and deny Plaintiff's motion for summary judgment. The R & R was served on Plaintiff on February 26, 2019. No objections have been filed within the allowed time pursuant to 28 U.S.C. § 636(b). Accordingly, the Court will adopt the R & R as the opinion of the Court.

Therefore,

IT IS HEREBY ORDERED that the February 26, 2019, Report and Recommendation (ECF No. 59) is **ADOPTED** as the Opinion of the Court.

IT IS FURTHER ORDERED that Defendants Johnson, Papendick and Lindhout's Motion for Summary Judgment (ECF No. 47) and Defendants Aiken and Harbaugh's Motion for Summary Judgment (ECF No. 48) are **GRANTED**.

IT IS FURTHER ORDERED Plaintiff's claims against Defendant Dr. Mindlin are **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B) for failure to state a claim.

IT IS FURTHER ORDERED that Plaintiff's Motion for Summary Judgment (ECF No. 54) is **DENIED**.

A separate judgment will enter.

This case is **concluded**.

Dated: March 26, 2019

/s/ Gordon J. Quist
GORDON J. QUIST
UNITED STATES DISTRICT JUDGE